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IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CRIMINAL REVISION PETITION NO. 1455/2006

MAQBOOL Vs. STATE OF RAJASTHAN

DATE: 01.03.2007.

HON'BLE MR. K.S. RATHORE, J.

Mr. Rajesh Sharma for the accused-petitioner.
Mr. Ashwini Kumar Sharma, PP for the State.

The present criminal revision petition under Section 397 r/w Section 401 Cr.P.C. is preferred by the petitioner against the order dated 22.11.2006 passed by the Additional Chief Judicial Magistrate, Kotputali, District Jaipur, by which right of cross examination has been denied.

Having heard learned counsel for the petitioner and learned Public Prosecutor for the State, although sufficient opportunities were provided to the petitioner and the same have not been availed by the petitioner, but as per the settled preposition of law in the interest of justice, I deem it proper to give one more opportunity to the petitioner to cross examine the witnesses on the date fixed. The petitioner is at liberty to cross examine and in case the petitioner

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does not avail this opportunity, then the impugned order shall remain in force.

In view of the aforesaid observations, the impugned order dated 22.11.2006 passed by the Additional Chief Judicial Magistrate, Kotputali is herewith quashed and set-aside and the revision petition stands disposed of.

(K.S. RATHORE), J.

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